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PATENT 5-22-02  
1304-1-019CIP  
P. 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

MAY 16 2002

APPLICANT : Henry E. YOUNG et al.

SERIAL NO. : 09/668,508

EXAMINER : T. Ton

FILED : September 22, 2000

ART UNIT : 1632

TECH CENTER 1600/2900

FOR : PLURIPOTENT EMBRYONIC-LIKE STEM-CELLS, COMPOSITIONS,  
METHODS AND USES THEREOF

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 on May 6, 2002.

David A. Jackson, Reg. No. 26,742  
(Name of Registered Rep.)

Martha Bussanich 5/6/02  
(Signature and Date)

RESPONSE TO REQUIREMENT FOR RESTRICTION  
UNDER 35 U.S.C. §121

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Dear Sir:

Responsive to the Office Action dated November 6, 2001, issued in connection with the above-identified Application, which is now due for response on May 6, 2002, applicants respectfully request a five month extension of time and request consideration of the following:

REMARKS

By this Office Action, the Examiner has required restriction to one of the following inventions under 35 U.S.C. §121:

- Group I. Claims 1-17, drawn to pluripotent embryonic-like stem cells, methods of isolating pluripotent embryonic-like stem cell lines, classified in class 435, subclass 325, for example.
- Group II. Claims 18-20, drawn to methods of screening agents which are lineage commitment factors, classified in class 435, subclass 4, for example.

- Group III. Claims 21-23, drawn to methods for screening agents which are proliferation factors, classified in class 435, subclass 4, for example.
- Group IV. Claims 24-32, drawn to methods of cellular transplantation, and pharmaceutical compositions for cellular transplantation, classified in class 424, subclass 93.1, and class 514, subclass 44, for example.

Responsive to the Requirement for restriction, Applicants elect to prosecute the invention of Group I, with traverse, Claims 1-17, which are drawn to pluripotent embryonic-like stem cells and methods of isolating pluripotent embryonic-like stem cell lines.

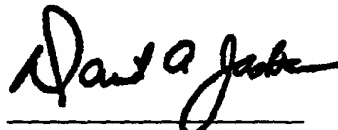
Applicants respectfully request reconsideration of the Requirement for Restriction, or in the alternative, modification of the Restriction Requirement to allow prosecution of more than one group of Claims designated by the Examiner in the present Application.

The Examiner's assertions to the contrary notwithstanding, Applicants respectfully submit that conjoint examination and inclusion of all of the Claims of the present Application would not present an undue burden on the Examiner, and accordingly, withdrawal of the Requirement for Restriction respectfully requested.

No fees are believed to be necessitated by the foregoing Response except for the extension of time. However, should this be erroneous, authorization is hereby given to charge Deposit Account No. 11-1153 for any underpayment, or credit any overages.

In view of the above, withdrawal of the Requirement for the Restriction is requested, and an early action on the merits of the Claims is courteously solicited.

Respectfully submitted,



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Attorney for Applicant(s)  
Registration No. 26,742

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Hackensack, New Jersey 07601  
(201) 487-5800

Date: May 6, 2002



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David A. Jackson, Reg. No. 26,742  
(Name of Registered Representative)

Martha Bussanich 5/6/02  
(Signature and Date)

REQUEST FOR FIVE-MONTH EXTENSION OF TIME

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

Dear Sir:

Applicant hereby requests that the period for responding to the Office Action, now set to expire on December 6, 2001, be extended by five (5) months, so as to expire on May 6, 2002.

As Applicant is associated with a small entity, a check in the amount of \$980.00 is enclosed to cover the five-month extension herein requested. The Commissioner is further authorized to charge any deficiencies or to credit any overages to Deposit Account No. 11-1153, and accordingly, this Request is submitted in duplicate.

Favorable action on this Request for Extension of Time is courteously solicited.

Respectfully submitted,

David A. Jackson  
DAVID A. JACKSON  
Attorney for Applicants  
Registration No. 26,742

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